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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/663,745	09/17/2003	Klaus Hillgaertner	028987.52501US	2634
23911	7590 01/25/2006		EXAMINER	
0110 ===	& MORING LLP	BOSWELL, CHRISTOPHER J		
INTELLECTUAL PROPERTY GROUP			ART UNIT	PAPER NUMBER
P.O. BOX 14300 WASHINGTON, DC 20044-4300			3676	

DATE MAILED: 01/25/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

	***	Application No.	Applicant(s)		
Office Action Summary		10/663,745	HILLGAERTNER, KLAUS		
		Examiner	Art Unit		
		Christopher Boswell	3676		
Period fo	The MAILING DATE of this communication ap r Reply	pears on the cover sheet with the c	orrespondence add	dress	
A SHO WHIC - Exter after - If NO - Failui Any r	ORTENED STATUTORY PERIOD FOR REPLEHEVER IS LONGER, FROM THE MAILING DISIONS of time may be available under the provisions of 37 CFR 1.1 SIX (6) MONTHS from the mailing date of this communication. Period for reply is specified above, the maximum statutory period re to reply within the set or extended period for reply will, by statute eply received by the Office later than three months after the mailing patent term adjustment. See 37 CFR 1.704(b).	PATE OF THIS COMMUNICATION 136(a). In no event, however, may a reply be timwill apply and will expire SIX (6) MONTHS from e, cause the application to become ABANDONEI	N. tely filed the mailing date of this cor (35 U.S.C. § 133).		
Status					
2a)⊠	Responsive to communication(s) filed on 29 S This action is FINAL . 2b) This Since this application is in condition for alloward closed in accordance with the practice under the	s action is non-final. Ince except for formal matters, pro		merits is	
Dispositi	on of Claims				
5)□ 6)⊠ 7)□ 8)□ Applicati	Claim(s) 1-24 is/are pending in the application 4a) Of the above claim(s) is/are withdra Claim(s) is/are allowed. Claim(s) 1-24 is/are rejected. Claim(s) is/are objected to. Claim(s) are subject to restriction and/output on Papers The specification is objected to by the Examine	own from consideration. Or election requirement.			
	The drawing(s) filed on <u>17 September 2003</u> is/ Applicant may not request that any objection to the Replacement drawing sheet(s) including the correct The oath or declaration is objected to by the Ex	drawing(s) be held in abeyance. Seestion is required if the drawing(s) is obj	e 37 CFR 1.85(a). ected to. See 37 CF	R 1.121(d).	
Priority u	nder 35 U.S.C. § 119				
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.					
2) 🔲 Notice 3) 🔲 Inform	e of References Cited (PTO-892) of Draftsperson's Patent Drawing Review (PTO-948) nation Disclosure Statement(s) (PTO-1449 or PTO/SB/08) No(s)/Mail Date	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal Pa	te	-152)	

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DETAILED ACTION

Claim Objections

Claim 1 is objected to because of the following informalities: Claim 1, line 8 discloses the limitation "a swivelable pull handled", the examiner believes this limitation should read --a swivelable pull handle--. Appropriate correction is required.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-24 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent Number 5,860,684 to Mizuki.

Mizuki discloses an opening arrangement for a vehicle door having a lock (15) arranged between an inside panel (62) and an outside panel (surface of element 1) of a vehicle door (1, figure 2) which outside panel is fastened to the inside panel, the lock having a release lever (42) arranged between the inside panel and the outside panel for moving the lock from a locking position of the lock to an unlocked position, and an outside operating mechanism (figure 2) acting upon the release lever by way of a force transmission element, the outside operating mechanism comprising a supporting part (14) fastened to an interior side of the outside panel and a swivelable pull handle (5) arranged on an exterior side of the outside panel, wherein a catching device (17) is provided, as viewed in a driving direction, adjacent a rear side of the lock within

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the vehicle door, and is capable of when a defined lateral acceleration acts upon the vehicle, the catching device interacts with the supporting part of the outside operating mechanism and limits a bulging of the outside panel toward the outside to prevent unintentional release of the vehicle door lock (element 17 secures the panels together to the vehicle), as in claims 1.

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Mizuki also discloses the catching device being a catch pin (17), that extends in a longitudinal direction of the vehicle, and a holding part (portion of element 14 that surrounds element 17), that is aligned in a transverse direction of the vehicle, and has a receiving device (bore in which element 17 extends) that surrounds the catch pin, as in claims 2, wherein the catch pin is provided on the supporting part (figure 2), as in claims 3, and the catch pin being constructed in one piece with the supporting part (elements 14 and 17 are secured together to produce a result of an integral construction), as in claims 4, as well as the catch pin being formed by a separately manufactured part that can be fastened to the supporting part (figure 2), as in claim 5.

Mizuki further discloses in an inoperative normal locked position of the vehicle door, the receiving device of the holding part extends at a radial distance from the interior catch pin, whereas, starting from a defined lateral acceleration acting upon the vehicle, the catch pin is locally supported on the outer edge of the receiving device (figure 2), as in claims 6-8, wherein the holding part is formed by a molded-on lug of an interior door reinforcement (bore within element 14), as in claims 9-12, and where the holding part is formed by a bent-away lug of the lock (figure 2), as in claim 13-16, as well as the holding part being fastened to the inside panel (figure 2), as in claim 17-20, wherein the catch pin protrudes through the receiving device of the holding part and projects beyond the receiving device on both sides (figure 2), as in claim 21-24.

Response to Arguments

Applicant's arguments with respect to claims 1-24 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following patents are cited to further show the state of the art with respect to vehicular door latch assemblies:

U.S. Patent Number 6,588,813 to Marcarini et al., U.S. Patent Number 6,543,090 to Muneta, U.S. Patent Number 6,523,871 to Josserand, U.S. Patent Number 6,439,626 to Rohlfing, U.S. Patent Number 5,975,597 to Makiuchi et al.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher Boswell whose telephone number is (571) 272-7054. The examiner can normally be reached on 9:00 - 4:00 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brian Glessner can be reached on (571) 272-6843. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

CJB *(*)
January 18, 2006

Suzanne Dino Barrett Primary Examiner